28

# **EXHIBIT A**

Charatal Inc

## Clear Form

#### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Shoreter, me.		, ?	acknowledge receipt of your reques
(DEFE)	NDANT NAME)		
that I waive service of summons in	Phynice	Kelley, v. Sho	retel, Inc., et al
and I war to be vice of barming in		(CA	PTION OF ACTION)
which is case number C08-00683			in the United States District Cour
	(DOCKET NUMBER)		
for the Northern District of Califor	rnia.		
I have also received a copy of means by which I can return the si	<b>A</b>		
I agree to save the cost of servitable and a servitable to save the cost of servitable to the first the manner provided by Rule 4.	the entity on whose be		
I (or the entity on whose behato the jurisdiction or venue of the service of the summons.	<del>-</del> .		es or objections to the lawsuit or a defect in the summons or in the
I understand that a judgment r if an	may be entered agains	t me (or the pa	arty on whose behalf I am acting)
answer or motion under Rule 12 is	not garged upon you	within 60 day	ra.
answer of motion under Rule 12 is after	s not served upon you	within 60 day	2-22-08
anei			(DATE REQUEST WAS SENT)
	`the mean at more east.		
or within 90 days after that date if	the request was sent of	outside the On	nted States.
March 24, 2008	CO	xhere	one
(DATE)	Cathor	(SIGNA	TURE) ane/Fenwick & West
	Cather.	on behalf	of ShoreTel, Inc.
	Printed/Typed Name:	OII DCIIGITI	or bhoreter, rice.
	As Attorneysfor De	efendant	of Shoretel, Inc.
	As TITULI		(CORPORATE DEFENDANT)

#### Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

AO 399 (Rev. 10/95)

Clear Form

#### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, John W. Combs		,	acknowledge receipt of your request
(D)	EFENDANT NAME)		
4	Phynice	Kelley, v. Sho	oretel, Inc., et al
that I waive service of summor	is in the action of	(C	APTION OF ACTION)
which is case number C08-006	583	`	in the United States District Court
	(DOCKET NUMBER)		
for the Northern District of Ca	lifornia.		
I have also received a cop means by which I can return th			ppies of this instrument, and a me.
	(or the entity on whose be		l copy of the complaint in this ing) be served with judicial process
			ses or objections to the lawsuit or n a defect in the summons or in the
I understand that a judgme	ent may be entered agains	t me (or the p	party on whose behalf I am acting)
answer or motion under Rule 1	12 is not served upon you	within 60 dar	vs
after	.2 is not sort ou apoir you	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	2-22-08
			(DATE REQUEST WAS SENT)
or within 90 days after that dat	te if the request was sent o	outside the Un	nited States.
March 24, 2008	·	Coll	Keran
(DATE)		(SIGN	ATURE)
			e/Fenwick & West
	rinted/Typed Name:	on benall	of John W. Combs
	As Attorneysfor De	efendant	of John W. Combs
	(TITLE		(CORPORATE DEFENDANT)

#### Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

acknowledge receipt of your request

△AO 399 (Rev. 10/95)

T Edwin J. Basart

Clear Form

#### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEI	FENDANT NAME)	, aoiaio wioago 1000	ipror your roduces
	Phynice K	elley, v. Shoretel, Inc., et al	
that I waive service of summons	in the action of	(CAPTION OF ACTION)	
which is case number C08-0068	.3		ites District Court
for the Northern District of Cali	(DOCKET NUMBER) fornia.		•
I have also received a copy means by which I can return the		on, two copies of this instru out cost to me.	ment, and a
I agree to save the cost of so lawsuit by not requiring that I (of in the manner provided by Rule	or the entity on whose beha	n additional copy of the com If I am acting) be served wit	
I (or the entity on whose be to the jurisdiction or venue of th service of the summons.	<del></del> -	n all defenses or objections to ns based on a defect in the su	
I understand that a judgmer if an	nt may be entered against m	e (or the party on whose bel	nalf I am acting)
answer or motion under Rule 12	l is not served upon you wi	2-22-08	,
		,	(UEST WAS SENT)
or within 90 days after that date	if the request was sent out	side the United States.	
March 24, 2008	Car	recove	
(DATE)	Catheri	(SIGNATURE) ne D. Kevane/Fenwick	& West
		behalf of Edwin J.	
	As Attorneys for De	fendant of Edwin J. Basar	TE DEFENDANT)
	(IIILE)	КАОТЯОЭ	IL DEFENDART)
<b>.</b>		<b>.</b>	

#### Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

, acknowledge receipt of your request

SAO 399 (Rev. 10/95)

r Gary J. Daichendt

Clear Form

#### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEFE	NDANT NAME)		*
hat I waive service of summons i	Phynice Kelle in the action of	ey, v. Shoretel, Inc., et al	
Alde I Walto Bol vico of Ballingion I		(CAPTION OF ACTION)	
which is case number C08-00683		in the United States Distr	ict Court
	(DOCKET NUMBER)		
for the Northern District of Califo	ornia.		
I have also received a copy o means by which I can return the s		n, two copies of this instrument, an it cost to me.	d a
	the entity on whose behalf l	additional copy of the complaint in I am acting) be served with judicia	
		all defenses or objections to the law based on a defect in the summons	
I understand that a judgment if an	may be entered against me	(or the party on whose behalf I am	acting)
answer or motion under Rule 12 i	is not served upon you withi	in 60 days	
after		2-22-08	
w2.02		(DATE REQUEST WAS	SENT)
or within 90 days after that date i	f the request was sent outsid	de the United States.	
•			
March 24, 2008	Cd	herane	
(DATE)		e D. Kevane/Fenwick & Wes	st.
	Printed/Typed Name: on	behalf of Gary J. Daiche	nat
	As Attorneys for Defe	ndant of Gary J. Daichendt	
	(TITLE)	(CORPORATE DEFENE	ANT)
Dututo	Avoid Unnergeery Casts of S	Sarvice of Summons	

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

AO 399 (Rev. 10/95)

I. Kenneth D. Denman

### Clear Form

, acknowledge receipt of your request

#### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEFE	NDANT NAME)	
that I waive service of summons in		
	(C	APTION OF ACTION)
which is case number <u>C08-00683</u>	(DOCKET NUMBER)	_in the United States District Court
	•	
for the Northern District of Califo	ornia.	
1,7	f the complaint in the action, two coigned waiver to you without cost to	•
		al copy of the complaint in this ing) be served with judicial process
•	alf I am acting) will retain all defen court except for objections based o	ses or objections to the lawsuit or on a defect in the summons or in the
I understand that a judgment if an	may be entered against me (or the p	party on whose behalf I am acting)
answer or motion under Rule 12 i	s not served upon you within 60 da	
after		2-22-08
		(DATE REQUEST WAS SENT)
or within 90 days after that date it	f the request was sent outside the U	nited States.
March 24, 2008	Caher	me
(DATE)	Catherine D. K	ATURE) evane/Fenwick & West
	Printed/Typed Name: on behalf	
	As Attorneys for Defendant	of Kenneth D. Denman (CORPORATE DEFENDANT)
	(III CE)	(CORFORATE DEFENDANT)
<b>—</b>		60

#### Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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SAO 399 (Rev. 10/95)

### Clear Form

#### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I. Michael E. Healy		, ack	nowledge receipt of your requ
	NDANT NAME)		
that I waive service of summons in	Phynice K	elley, v. Shorete	l, Inc., et al
		(CAPTIC	ON OF ACTION)
which is case number C08-00683		in	the United States District Co
	(DOCKET NUMBER)		
for the Northern District of Califo	rnia.		
I have also received a copy of means by which I can return the si	_		
I agree to save the cost of ser- lawsuit by not requiring that I (or in the manner provided by Rule 4.	the entity on whose beha		
I (or the entity on whose behat to the jurisdiction or venue of the service of the summons.			
I understand that a judgment if an	may be entered against r	ne (or the party	on whose behalf I am acting
answer or motion under Rule 12 is	s not served upon you w	ithin 60 days	
after			2-22-08
			(DATE REQUEST WAS SENT)
or within 90 days after that date if	the request was sent ou	tside the United	d States.
March 24, 2008		CNA	lave-
(DATE)	Cather	ine D. Kev	ane/Fenwick & West
			of Michael E. Healy
	As Attorneys for De	rendant of	Michael E. Healy
	(TITLE)		(CORPORATE DEFENDANT)

### **Duty to Avoid Unnecessary Costs of Service of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

, acknowledge receipt of your request

T Charles D. Kissner

WAIVER OF SERVICE OF SUMMONS

Clear Form

#### (NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

(DEFE	NDANT NAME)	<b>-</b>
that I waive service of summons i	Phynice Kelley, v. S	Shoretel, Inc., et al
mat I waive service of summons i		(CAPTION OF ACTION)
which is case number C08-00683	(DOCKET NUMBER)	in the United States District Court
e a st a spirit conte	,	
for the Northern District of Califo	ornia.	
I have also received a copy o means by which I can return the s	f the complaint in the action, two igned waiver to you without cost	•
_	the entity on whose behalf I am a	onal copy of the complaint in this acting) be served with judicial process
		enses or objections to the lawsuit or d on a defect in the summons or in the
I understand that a judgment if an	may be entered against me (or the	e party on whose behalf I am acting)
answer or motion under Rule 12 i	s not served upon you within 60 o	days 2-22-08 ,
		(DATE REQUEST WAS SENT)
or within 90 days after that date is	f the request was sent outside the	United States.
<b>,</b>	•	
March 24, 2008	cah	leione
(DATE)	Catherine D. K	IGNATURE) evane/Fenwick & West
	Printed/Typed Name: <u>Charle</u>	
	<del> </del>	
	As Attorneys for Defendan	
	(TITLE)	(CORPORATE DEFENDANT)
		•

#### Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Thomas Van Overbeek

SAO 399 (Rev. 10/95)

Clear Form

#### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Thomas Van Overbeek	, acknowledge receipt of your request
(DEFENDANT NAME)	
Phynice hat I waive service of summons in the action of	Kelley, v. Shoretel, Inc., et al
	(CAPTION OF ACTION)
which is case number C08-00683	in the United States District Court
(DOCKET NUMBER)	
for the Northern District of California.	
I have also received a copy of the complaint in the a means by which I can return the signed waiver to you wi	
I agree to save the cost of service of a summons and lawsuit by not requiring that I (or the entity on whose be in the manner provided by Rule 4.	an additional copy of the complaint in this half I am acting) be served with judicial process
I (or the entity on whose behalf I am acting) will ret to the jurisdiction or venue of the court except for object service of the summons.	ain all defenses or objections to the lawsuit or tions based on a defect in the summons or in the
I understand that a judgment may be entered against if an	t me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is not served upon you	within 60 days
after	2-22-08
u	(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent of	outside the United States.
March 24, 2008	Calheron
(DATE) Cath	(SIGNATURE) nerine D. Kevane/Fenwick & West
	on behalf of Thomas Van Overbeek
rnnied/Typed Name:	OH DEHALL OF THOMAS VAIL OVERDOCK
As Attorneys for De	efendant of Thomas Van Overbeek
(TITLE	
Duty to Avoid Unnecessary Cost	ts of Service of Summons

#### Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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AO 399 (Rev. 10/95)

### Clear Form

### WAIVER OF SERVICE OF SUMMONS

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

i, Edward F. Thompson	, acknowledge receipt of your request
(DEFEND	ANT NAME)
that I waive service of summons in the	Phynice Kelley, v. Shoretel, Inc., et al
	(CAPTION OF ACTION)
which is case number C08-00683	in the United States District Court
	(DOCKET NUMBER)
for the Northern District of California	la.
	ne complaint in the action, two copies of this instrument, and a ned waiver to you without cost to me.
	te of a summons and an additional copy of the complaint in this e entity on whose behalf I am acting) be served with judicial process
	I am acting) will retain all defenses or objections to the lawsuit or urt except for objections based on a defect in the summons or in the
I understand that a judgment maif an	ay be entered against me (or the party on whose behalf I am acting)
answer or motion under Rule 12 is n	ot served upon you within 60 days
after	2-22-08
	(DATE REQUEST WAS SENT)
or within 90 days after that date if th	e request was sent outside the United States.
March 24, 2008	Colheian
(DATE)	(SIGNATURE) Catherine D. Kevane/Fenwick & West
P	rinted/Typed Name: on behalf of Edward F. Thompson
Α	s Attorneys for Defendant of Edward F. Thompson
	(TITLE) (CORPORATE DEFENDANT)

#### **Duty to Avoid Unnecessary Costs of Service of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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